

BOX AF

PATENT

Attorney Docket No. 04012.0188-02000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

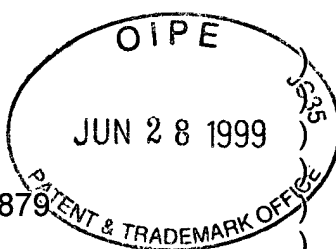
In re Application of:

J.P. PRIEELS et al.

Serial No.: 08/909,879

Filed: August 12, 1997

For: VACCINE COMPOSITION
CONTAINING ADJUVANTS



Group Art Unit: 1813

Examiner: R. Budens

#36
P. J. J.
7/1/99

PETITION TO MAKE SPECIAL

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Appellants hereby petition under 37 CFR § 1.102(d) and §§ 708.01 and 708.02 of the M.P.E.P. to make the above application special on the basis that the invention relates to treating HIV/AIDS.

The invention is a vaccine and a method of administering the vaccine to an animal or human. Evidence submitted with and further discussed in the Appellants' Appeal Brief filed concurrently with this petition shows that the claimed vaccine was effective in protecting 10 of 12 rhesus macaques who were exposed to chimeric SHIV. As explained in the Appeal Brief, SHIV contains the HIV antigen. Thus, the invention contributes to the treatment of HIV.

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N. W.

WASHINGTON, DC 20005
202-408-4000

06/29/1999 DUDONG 00000095 08909879

02 FC:122

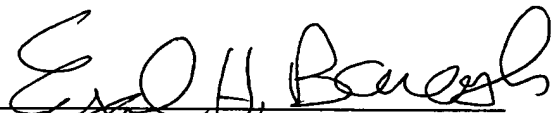
130.00 OP

U.S. Patent Application No. 08/909,879
Att. Docket No. 04012.0188-02000

Applicants enclose a fee of \$130.00 as required by this petition. If any additional fee is necessary, please charge it to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: 
Eyal H. Barash
Reg. No. 43,483

Dated: June 28, 1999

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N. W.
WASHINGTON, DC 20005
202-406-4000